



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

*Paul Amd*  
Attorney Docket No. B61B12 DIV

Anticipated Classification  
of this application:  
Class \_\_\_\_\_ Subclass \_\_\_\_\_

Prior application: 06/223,108  
Examiner J. Martinelli  
Art Unit 1805

EXPRESS MAIL CERTIFICATION

"Express Mail" mailing label number EG353672386US.

Date of Deposit June 7, 1995.

I hereby certify that this transmittal letter and the other papers and fees identified in this transmittal letter as being transmitted herewith are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to the Hon. Assistant Commissioner for Patents, Washington, D.C. 20231.

*Glenn Shor*

Hon. Assistant Commissioner  
for Patents  
Washington, D.C. 20231

New York, New York  
June 7, 1995

TRANSMITTAL LETTER FOR  
RULE 60 DIVISIONAL APPLICATION

Sir:

This is a request for filing a [ ] continuation, [X] divisional, application under 37 C.F.R. § 1.60, of pending prior application Serial No. 06/223,108, filed on January 7, 1981 of Charles Weissmann for DNA SEQUENCES, RECOMBINANT DNA MOLECULES AND PROCESSES FOR PRODUCING HUMAN INTERFERON-LIKE POLYPEPTIDES

1. [X] Enclosed is a copy of the prior application, including the declaration as originally filed (and a supplemental declaration filed in the prior application) and the undersigned registered attorney hereby states that these application papers comprise a true copy of the prior application as filed.
2. [X] Cancel in this application original claims 2-36 of the prior application before calculating the filing fee.

3. [X] The filing fee is calculated below:

CLAIMS AS FILED IN THE PRIOR APPLICATION,  
LESS ANY CLAIMS CANCELLED IN PARAGRAPH 2

| FOR                           | NUMBER<br>FILED | NUMBER<br>EXTRA | RATE   | FEE                   |
|-------------------------------|-----------------|-----------------|--------|-----------------------|
| BASIC FEE                     |                 |                 |        | \$730.00              |
| TOTAL CLAIMS                  | 1 - 20 = 0      | X               | \$22 = | \$0                   |
| INDEPENDENT<br>CLAIMS         | 1 - 3 = 0       | X               | \$76 = | \$0                   |
| [ ] MULTIPLE DEPENDENT CLAIMS |                 |                 |        | + \$240 = \$0         |
|                               |                 |                 |        | TOTAL <u>\$730.00</u> |

4. [ ] Please charge \$ \_\_\_\_\_ to Deposit Account No. 06-1075 in payment of the filing fee. A duplicate copy of this transmittal letter is transmitted herewith.
5. [X] A check in the amount of \$730.00 in payment of the filing fee is transmitted herewith.
6. [X] The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 C.F.R. § 1.16, in connection with the paper(s) transmitted herewith, or credit any overpayment of same, to Deposit Account No. 06-1075. A duplicate copy of this transmittal letter is transmitted herewith.
7. [X] Amend the specification by inserting before the first line the following sentence: --/ This is a division of co-pending application Serial No. 06/223,108, filed January 7, 1981, which is a continuation-in-part of application Serial No. 06/118,084, filed February 4, 1980, now United States Patent No. 4,530,901. *HJM*
8. [ ] Transfer the drawings from the prior application to this application and abandon said prior application as of the filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application file.
9. [X] Formal drawings are enclosed.
10. [ ] Informal drawings are enclosed in order to expedite prosecution of this application. Formal drawings will be filed during the pendency of this application.

11. [X] Priority is claimed under 35 U.S.C. § 119 of the following applications:

European patent application 80.300079.3,  
filed January 8, 1980;

European patent application 80301100.6,  
filed April 3, 1980; and

United Kingdom patent application 8031737,  
filed October 2, 1980.

(1) [X] The certified copies of the above applications have been filed in prior application Serial No. 06/223,108, filed January 7, 1981.

(2) [ ] The certified copy is enclosed.

12. [X] The prior Application Serial No. 06/223,108, filed January 7, 1981, is assigned of record to Biogen N.V..

13. [X] The power of attorney in prior Application Serial No. 06/223,108 is to:

Charles B. Smith, Reg. No. 16,763  
James F. Haley, Jr., Reg. No. 27,794  
\_\_\_\_\_, Reg. No. \_\_\_\_\_

a. [X] The power appears in the papers in the prior application.

14. [X] Address all future communications to:

James F. Haley, Jr.  
Registration No. 27,794

c/o FISH & NEAVE  
1251 Avenue of the Americas  
New York, New York 10020-1104  
Tel.: (212) 596-9000

15. [X] A preliminary amendment is enclosed.

  
\_\_\_\_\_  
James F. Haley, Jr.  
Registration No. 27,794  
Immac J. Thampoe  
Registration No. 36,322  
Attorneys for Applicant

c/o FISH & NEAVE  
1251 Avenue of the Americas  
New York, New York 10020-1104  
Tel.: (212) 596-9000